

DECLARATORY RESOLUTION
NO. 675-1935

For the condemnation of a right-of-way for sewer, conduit and pole line purposes, across through and under portions of lots between Geraldine Avenue and Kenwood Ave. from St. Joseph River Drive to Parnell Avenue.

ADOPTED: Aug. 13, 1935
NOT.PROP.OWNERS: Aug.,15-22, 1935
HEARING: Sept. 5, 1935
T.U.A. until Sept.12, 1935
CONFIRMED: Sept.12, 1935
ASSM.ROLL ORDERED: Sept.12, 1935
ASSM.ROLL APPROVED: Sept.17, 1935
NOT.TO NON-RES:Sep.18-25,Oct. 2nd.
NOTICES SERVED: Oct. 2, 1935
HEARING: Oct. 15, 1935
ASSM.ROLL CONFIRMED:Oct. 15, 1935

DECLARATORY RESOLUTION NO.
675-1935.

For the condemnation of a right of way for sewer, conduit and pole line purposes, across, through and under portions of lots between Geraldine Avenue and Kenwood Avenue from St. Joseph River Drive to Parnell Avenue.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to condemn a right of way for sewer, conduit and pole line purposes, across, through and under portions of lots between Geraldine Avenue and Kenwood Avenue from St. Joseph River Drive to Parnell Avenue.

The condemnation of the right of way as above described to be made by condemning and appropriating for sewer, conduit and pole line purposes the north six (6) feet of Lots Numbered 1, 2 and 3 Overmyer's Subdivision; the north six (6) feet of Lots Numbered 30, 31, 32, 33 and 34 Parnell Place Addition; the south six (6) feet of Lots Numbered 23, 24, 25, 26 and 27 Parnell Place Addition; the south six (6) feet of Lot Number 5 Ayer's Subdivision and the east six (6) feet of the west thirty-eight (38) feet of Lot Number 5 Ayer's Addition; the east three (3) feet of Lot Number 1 and the west three (3) feet of Lots Numbered 2, 3 and 4 Ayer's Subdivision of Parnell Place Addition.

All as shown by a plan of such proposed condemnation of said right of way now on file in the office of the Department of Public Works of said City.

The property which may be injuriously or beneficially affected by the proposed condemnation of said right of way as above described is described as all lots lying south of Kenwood Avenue; west of Parnell Avenue; north of Geraldine Avenue and east of St. Joseph River Drive.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal annual installments with interest at the rate of five (5) per cent per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property or for the payment of any bond or bonds, certificate or certificates issued in payment for such property damages except for such moneys as shall have been actually received by the City from the assessments for such property damages or such moneys as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All of said streets and lots and lands affected by the above described right of way condemnation being situated in the Northwest quarter of Section 36, Township 31 North, Range 12 East, and within the corporate limits of the City of Fort Wayne, Indiana.

Adopted this 13th day of August 1935.

Attest: Char. F. Hess
Secretary

Robert Beaman
C. J. Anderson
J. H. Johnson
Board of Public Works.

Improvement Res. No.

Resolution Adopted:

Confirmed:

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed: